

# EXHIBIT 1~I

1 UNITED STATES DISTRICT COURT  
2 FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION

3 IMPULSORA DE MARCAS E )  
4 INTANGIBLES, SA DE CV, )  
Plaintiff, )  
5 VS. ) CIVIL ACTION NO.:  
6 ) 6:19-CV-453-ADA-JCM  
7 DOS AMIGOS, INC. AND )  
8 PAFER FOOD & BEVERAGE S. )  
DE R.L. DE C.V., )  
Defendants. )

9  
10  
11  
12  
13 \*\*\*\*\*

14 CERTIFICATE OF NONAPPEARANCE

15 PABLO PAOLI, INDIVIDUALLY AND AS CORPORATE

16 REPRESENTATIVE OF DEFENDANT

17 MARCH 5, 2021

18 \*\*\*\*\*  
19  
20  
21  
22  
23  
24  
25

## 1 CERTIFICATE OF NONAPPEARANCE

2 I, Ashley Gattenby, a Certified Shorthand Reporter  
3 in and for the State of Texas, certify:

4 That I appeared remotely via LegalView, on March 5,  
5 2021 to report the deposition of PABLO PAOLI pursuant to  
6 Notices, scheduled for 12:00 p.m., Central Standard  
7 Time.

8 That by 12:10 p.m., Central Standard Time, PABLO  
9 PAOLI had not appeared for his deposition.

10 Present for the deposition were:

11 FOR THE PLAINTIFF:

12 Mr. Justin Cohen  
13 THOMPSON KNIGHT  
14 1722 Routh Street, Suite 1500  
15 Dallas, Texas 75201  
16 (214)969-1211  
17 justin.cohen@tklaw.com

18 ALSO PRESENT:

19 Luis Acevedo, Videographer  
20 Elaine Kellam, Interpreter

21 The following was stated on the record:

22 MR. COHEN: This is Justin Cohen  
23 representing the plaintiff, IMI. Today was the  
24 scheduled deposition of defendant, Pafer Food &  
25 Beverages, and also the personal deposition of Pablo  
Paoli. We discussed the deposition dates with counsel

1 for defendant on February 18th. Defendants notified us  
2 that Mr. Paoli was available the week of March 1st to  
3 speak for Pafer.

4 On February 22nd, we served deposition  
5 notices for Pafer's Rule 30(b)(6) deposition, which is  
6 attached as Exhibit 60, and the Rule 30(b)(1) deposition  
7 for Mr. Paoli as Exhibit 61.

8 I confirmed this deposition via e-mail on  
9 February 25th, that we had planned to proceed today on  
10 March 5th. We received no response from defendants  
11 regarding this date, no Motion to Quash has been filed  
12 or motion for a protective order.

13 Yesterday, on March 4th, Mr. Steven  
14 Lobbin informed us that defendants would not be  
15 appearing. We are here today to take the Certificate of  
16 Nonappearance. I did inform Mr. Lobbin that we intended  
17 to proceed and take a nonappearance, and he and his  
18 client, Pafer and Mr. Paoli have declined to appear.

19 (Proceedings concluded at 12:10 p.m.)  
20  
21  
22  
23  
24  
25

1 I further certify that I am neither employed by nor  
2 related to any attorney or party in this matter and have  
3 no interest, financial or otherwise, in its outcome.

4 Given under my hand and seal of office on this the  
5 9th day of March, 2021.

6  
7  
8  
9  
10 

11 Ashley Gattenby, CSR, RPR  
12 Texas CSR #8347  
13 Expiration Date: 11/30/2021  
14 Lexitas - Dallas  
15 Firm Registration No. 459  
16 325 North St. Paul, Suite 1900  
17 Dallas, Texas 75201  
18 (214)373-4977  
19  
20  
21  
22  
23  
24  
25

Exhibits	5	Central 2:6,8 Certificate 1:14 2:1 3:15 Certified 2:2 certify 2:3 4:1 CIVIL 1:5 client 3:18 Cohen 2:12,21 concluded 3:19 confirmed 3:8 CORPORATE 1:15 counsel 2:25 COURT 1:1 CSR 4:11 CV 1:3
Paoli 060 3:6 Paoli 061 3:7	5 1:17 2:4 5th 3:10	
#	6	D
#8347 4:11	60 3:6 61 3:7 6:19-CV-453-ADA-JCM 1:6	Dallas 2:13 4:12,14 date 3:11 4:12 dates 2:25 day 4:5 DE 1:3,7 declined 3:18 defendant 1:16 2:23 3:1 defendants 1:8 3:1,10,14 deposition 2:5,9,10,23, 24,25 3:4,5,6,8 discussed 2:25 DISTRICT 1:1 DIVISION 1:2 DOS 1:6
1	7	E
11/30/2021 4:12 12:00 2:6 12:10 2:8 3:19 1500 2:13 1722 2:13 18th 3:1 1900 4:13 1st 3:2	75201 2:13 4:14	e-mail 3:8
2	9	
2021 1:17 2:5 4:5 214 373-4977 4:14 214 969-1211 2:14 22nd 3:4 25th 3:9	9th 4:5	
3	A	
30(b)(1) 3:6 30(b)(6) 3:5	Acevedo 2:16 ACTION 1:5 AMIGOS 1:6 appeared 2:4,9 appearing 3:15 Ashley 2:2 4:11 attached 3:6 attorney 4:2	
4	B	
459 4:13 4th 3:13	BEVERAGE 1:7 Beverages 2:24	
	C	
	C.V. 1:7	

<p><b>Elaine</b> 2:17</p> <p><b>employed</b> 4:1</p> <p><b>Exhibit</b> 3:6,7</p> <p><b>Expiration</b> 4:12</p> <hr/> <p><b>F</b></p> <hr/> <p><b>February</b> 3:1,4,9</p> <p><b>filed</b> 3:11</p> <p><b>financial</b> 4:3</p> <p><b>Firm</b> 4:13</p> <p><b>Food</b> 1:7 2:23</p> <hr/> <p><b>G</b></p> <hr/> <p><b>Gattenby</b> 2:2 4:11</p> <hr/> <p><b>H</b></p> <hr/> <p><b>hand</b> 4:4</p> <hr/> <p><b>I</b></p> <hr/> <p><b>IMI</b> 2:22</p> <p><b>IMPULSORA</b> 1:3</p> <p><b>INDIVIDUALLY</b> 1:15</p> <p><b>inform</b> 3:16</p> <p><b>informed</b> 3:14</p> <p><b>INTANGIBLES</b> 1:3</p> <p><b>intended</b> 3:16</p> <p><b>interest</b> 4:3</p> <p><b>Interpreter</b> 2:17</p> <hr/> <p><b>J</b></p> <hr/> <p><b>Justin</b> 2:12,21</p> <p><b>justin.cohen@tklaw.com</b> 2:14</p>	<hr/> <p><b>K</b></p> <hr/> <p><b>Kellam</b> 2:17</p> <p><b>KNIGHT</b> 2:12</p> <hr/> <p><b>L</b></p> <hr/> <p><b>Legalview</b> 2:4</p> <p><b>Lexitas</b> 4:12</p> <p><b>Lobbin</b> 3:14,16</p> <p><b>Luis</b> 2:16</p> <hr/> <p><b>M</b></p> <hr/> <p><b>MARCAS</b> 1:3</p> <p><b>March</b> 1:17 2:4 3:2,10,13 4:5</p> <p><b>matter</b> 4:2</p> <p><b>motion</b> 3:11,12</p> <hr/> <p><b>N</b></p> <hr/> <p><b>nonappearance</b> 1:14 2:1 3:16,17</p> <p><b>North</b> 4:13</p> <p><b>notices</b> 2:6 3:5</p> <p><b>notified</b> 3:1</p> <hr/> <p><b>O</b></p> <hr/> <p><b>office</b> 4:4</p> <p><b>order</b> 3:12</p> <p><b>outcome</b> 4:3</p> <hr/> <p><b>P</b></p> <hr/> <p><b>p.m.</b> 2:6,8 3:19</p> <p><b>Pablo</b> 1:15 2:5,8,24</p> <p><b>Pafer</b> 1:7 2:23 3:3,18</p>	<p><b>Pafer's</b> 3:5</p> <p><b>Paoli</b> 1:15 2:5,9,25 3:2,7, 18</p> <p><b>party</b> 4:2</p> <p><b>Paul</b> 4:13</p> <p><b>personal</b> 2:24</p> <p><b>plaintiff</b> 1:4 2:11,22</p> <p><b>planned</b> 3:9</p> <p><b>Present</b> 2:10,15</p> <p><b>proceed</b> 3:9,17</p> <p><b>proceedings</b> 3:19</p> <p><b>protective</b> 3:12</p> <p><b>pursuant</b> 2:5</p> <hr/> <p><b>Q</b></p> <hr/> <p><b>Quash</b> 3:11</p> <hr/> <p><b>R</b></p> <hr/> <p><b>R.L.</b> 1:7</p> <p><b>received</b> 3:10</p> <p><b>record</b> 2:19</p> <p><b>Registration</b> 4:13</p> <p><b>related</b> 4:2</p> <p><b>remotely</b> 2:4</p> <p><b>report</b> 2:5</p> <p><b>Reporter</b> 2:2</p> <p><b>REPRESENTATIVE</b> 1:16</p> <p><b>representing</b> 2:22</p> <p><b>response</b> 3:10</p> <p><b>Routh</b> 2:13</p> <p><b>RPR</b> 4:11</p> <p><b>Rule</b> 3:5,6</p>
---	--	--

---

**S**

---

**SA** 1:3  
**scheduled** 2:6,23  
**seal** 4:4  
**served** 3:4  
**Shorthand** 2:2  
**speak** 3:3  
**St** 4:13  
**Standard** 2:6,8  
**State** 2:3  
**stated** 2:19  
**STATES** 1:1  
**Steven** 3:13  
**Street** 2:13  
**Suite** 2:13 4:13

---

**T**

---

**Texas** 1:1 2:3,13 4:11,14  
**THOMPSON** 2:12  
**Time** 2:7,8  
**today** 2:22 3:9,15

---

**U**

---

**UNITED** 1:1

---

**W**

---

**WACO** 1:2  
**week** 3:2  
**WESTERN** 1:1

---

**Y**

---

**Yesterday** 3:13